

REVISOR'S NOTE: Chapter 26, Acts of 2002, which enacted the Criminal Law Article, also added this section, which is new language derived without substantive change from former Art. 27, § 233B.

In subsection (a) of this section, the reference to a "harness" race is substituted for the former reference to a "trotting" race for consistency within this title.

Also in subsection (a) of this section, the reference to a name other than "that" registered is substituted for the former reference to the "name or designation" registered for brevity.

Also in subsection (a) of this section, the former reference to a name or designation "assigned to the horse by" the Jockey Club or the United States Trotting Association is deleted because the Jockey Club registers, but does not name, a horse, and the United States Trotting Association assigns a name to (and then registers) a horse from a list of three names submitted by the owner.

Also in subsection (a) of this section, the former reference to "instigat[ing], engag[ing] in, or in any way further[ing]" a prohibited act under this section is deleted because under Maryland law, there is no distinction between an accessory to a misdemeanor and a principal. *See, e.g., Fabian v. State*, 235 Md. 306, 317 (1963); *see, also*, CP § 4-204.

Defined terms: "Harness racing" § 11-101

"Person" § 1-101

11-1003. FRAUD — PARI-MUTUEL BETTING TICKETS.

(A) PROHIBITED.

A PERSON MAY NOT KNOWINGLY PRESENT FOR PAYOFF, OR GIVE TO ANOTHER TO PRESENT FOR PAYOFF, A COUNTERFEIT OR ALTERED PARI-MUTUEL BETTING TICKET.

(B) PENALTY.

A PERSON WHO VIOLATES THIS SECTION IS GUILTY OF A MISDEMEANOR AND ON CONVICTION IS SUBJECT TO IMPRISONMENT NOT EXCEEDING 1 YEAR OR A FINE NOT EXCEEDING \$1,000 OR BOTH.

REVISOR'S NOTE: Chapter 26, Acts of 2002, which enacted the Criminal Law Article, also added this section, which is new language derived without substantive change from former Art. 27, § 233C.

In subsection (a) of this section, the reference to a "betting" ticket is added for clarity and consistency within this title.

Defined terms: "Pari-mutuel betting" § 11-101

"Person" § 1-101